Texas Government Code § 551.072, to deliberate the purchase, exchange, lease, or value of real property interests due to the fact that deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party. Thomas Gwosdz.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 8:10 p.m.

APPROVED: 

[Signature]

PAUL POLASEK, Mayor of the City of Victoria, Texas

ATTEST: 

[Signature]

SCARLET SWOBODA, City Secretary

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**VICOTRIA CITY COUNCIL**

June 7, 2016

**CALL TO ORDER**

A regular meeting of the Victoria City Council was called to order by Mayor Paul Polasek at 5:00 p.m. Tuesday, June 7, 2016 in the Council Chambers, 107 W. Juan Linn, Victoria, Texas. The pledge of allegiance was said, and all citizens were welcomed.

**MEMBERS PRESENT**

Paul Polasek, Mayor
Jeff Bauknight, Mayor Pro-Tem
Emett Alvarez
Josephine E. Soliz
Jan Scott
Dr. Andrew Young
Tom Halepaska

**STAFF PRESENT**

Charmelle Garrett, City Manager
John Kaminski, Assistant City Manager
Thomas A. Gwosdz, City Attorney
Allison Marek, Assistant City Attorney
Gilbert P. Reyna, Jr., Director, Finance
Lynn Short, Director, Public Works
Darryl Lesak, Director, Environmental Services
Jared Mayfield, Director, Development Services
Dayna Williams-Capone, Director, Library
Cheryl Marthijohni, Director, Human Resources
Jeffrey Craig, Police Chief
Taner Drake, Fire Chief
James Foote, Director, Information Technology
Josh Garrett, Videographer/Media Specialist
Tracy Fox, Assistant Fire Chief
Ken Gill, City Engineer
Andrew Jacob, Assistant Finance Director
Donald Reese, Deputy Director, Public Works
Scarlet Swoboda, City Secretary

**OTHERS PRESENT**

Derrick Neal, Public Health Director, Victoria County

**ITEMS FROM COUNCIL**

Cm. Soliz asked staff to look at a pothole with standing water on Juan Linn near the Port Lavaca Highway.
Mayor Polasek asked when Sabine Street reconstruction would be complete; with staff indicating that it currently was 80-90 percent complete, Trinity Street was being bid, and the design for Brazos was in the works. All curb and gutter is being replaced in these projects. Cm. Alvarez stated that San Antonio and Guadalupe Street are in bad shape and wanted to know if we were going to have to live with that for the next three to five years. Public Works Director Short stated that staff would look at what could be done until the utilities could be installed.

Cm. Scott thanked staff for the leveling up on Tibiletti Drive and Mayor Pro-Tem Bauknight asked for an update on Meadowcreek Subdivision. Staff indicated that some hotmix and sealcoat level up was done, but they are not complete yet.

CITIZENS COMMUNICATION

Ernie Byrd, business owner in Victoria, stated that about five weeks ago, he had addressed the Council about some trees that needed to be cut, stating that they still had not been cut. City Manager Garrett stated that she would call him the next day. He also pointed out that there needed to be stricter requirements to get a contractor’s license pointing out the ease of currently getting one. He addressed an altercation between him and the Mayor after a Council meeting and suggested that they have a boxing fundraiser to raise money for charity, such as the Boys and Girls Club and/or Riding Stables.

Bonnie Fortenberry, 603 Newhaven, thanked Emett for taking time to come to the house and look at the streets in her neighborhood. She stated that they are still working on them but they are not wonderful. She thanked the Director of Public Works and the City Engineer for the educational information at the last meeting explaining seal coat and hot mix surfaces.

Jill Trevino, 116 Blue Rock Court, introduced herself to Council to let them know that she had applied for Planning Commission and was interested in serving.

PUBLIC HEARINGS

Mayor Polasek opened a public hearing on the following item:

ORDINANCE 2016-11 – Grant Franchise to CenterPoint Energy Resources

City Attorney Gwosdz read the caption of Ordinance 2016-11, which grants to CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Texas Gas Operations, the right, privilege, and franchise to construct, install, extend, remove, replace, abandon, operate, and maintain its facilities with the public rights-of-way of the City of Victoria, Texas for the transportation, delivery, sale, and distribution of natural gas; and contains provisions relating to the foregoing subject. First Reading. Thomas Gwosdz.

Mayor Polasek asked if there were any questions from Council or the audience.

Mayor Pro-Tem Bauknight moved that the ordinance pass on first reading, with Cm. Soliz seconding the motion. The ordinance passed on first reading by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

Caption:

AN ORDINANCE GRANTING TO CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY TEXAS GAS OPERATIONS, THE RIGHT, PRIVILEGE, AND FRANCHISE TO CONSTRUCT, INSTALL, EXTEND, REMOVE, REPLACE, ABANDON, OPERATE, AND MAINTAIN ITS FACILITIES WITH THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF VICTORIA, TEXAS FOR THE TRANSPORTATION, DELIVERY, SALE, AND DISTRIBUTION OF NATURAL GAS; CONTAINING PROVISIONS RELATING TO
THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Polasek closed the public hearing.

CONSENT AGENDA: All consent agenda items listed are considered routine by the City Council and are enacted by one motion, unless a Council member requests to remove an item and consider it separately.

1. APPROVAL OF MINUTES: The minutes of the May 17, 2016 regular meeting were approved as presented. Scarlet Swoboda.

2. RESOLUTION 2016-74R – Transfer Protective Equipment to Texas A&M Forest Service Helping Hands Program: The resolution authorizes the City Manager to execute all documents necessary for the transfer of ownership of expired personal protective equipment that may no longer be used by the Victoria Fire Department to the Texas A&M Forest Service Helping Hands Program. Taner Drake.

Cm. Alvarez moved that the consent agenda be adopted, with Cm. Soliz seconding the motion. The consent agenda was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

RESOLUTION 2016-75R – Appointments to the Planning Commission

The resolution reappoints John T. Hyak and Bruce Woods, and appoints Jill Trevino, Michael Atkinson, and James Johnson to the Planning Commission. Scarlet Swoboda.

Mayor Pro-Tem Bauknight moved that the resolution be adopted, with Cm. Alvarez seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

RESOLUTION 2016-76R – Fifth Amendment to Interlocal Agreement with Victoria County

The resolution authorizes the City Manager to execute the Fifth Amendment to the Interlocal Agreement between the City of Victoria and Victoria County for the provision of Fire, Rescue, Health, Animal Control, and Library Services. Derrick Neal, Public Health Director for Victoria County.

Mayor Pro-Tem Bauknight moved that the resolution be adopted, with Cm. Scott seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None


The resolution discusses and approves the optional redemption of the City of Victoria, Texas Pass-Through Toll Revenue and Limited Tax Bonds, Series 2011 maturing on August 15, 2029, calls such maturity for early redemption, and approves and authorizes the execution and performance of all documents and procedures thereto. Andrew K. Jacob.
Cm. Scott moved that the resolution be adopted, with Cm. Alvarez seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

RESOLUTION 2016-78R – Purchase Medical Supply Vending Machines for use by EMS

The resolution approves the purchase of three (3) medical supply vending machines for use by Victoria Fire Department Emergency Medical Services personnel from Apex Supply Chain Technologies, LLC for their low bid of $29,671 and authorizes the City Manager to execute all documents necessary to complete the purchase and annual data management agreement. *Taner Drake.*

Assistant Fire Chief Fox presented a powerpoint explaining how the medical supply vending machines would be used.

Cm. Scott moved that the resolution be adopted, with Cm. Soliz seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

RESOLUTION 2016-79R – Appointments to Hotel Occupancy Tax Fund Committee


Mayor Pro-Tem Bauknight moved that the resolution be adopted, with Cm. Soliz seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

RESOLUTION 2016-80R – Amendment to Tax Abatement Agreement with Caterpillar, Inc.

The resolution approves an amendment to the Tax Abatement Agreement with Caterpillar, Inc. to effect the cancellation of the agreement related to the addition of a product line manufacturing to its Victoria facility, and authorizes the City Manager to execute the amendment. *Thomas Gwosdz.*

Cm. Soliz moved that the resolution be adopted, with Mayor Pro-Tem Bauknight seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

RESOLUTION 2016-81R – 2015-16 Striping Project (Various Locations)

The resolution awards the 2015-16 Striping Project (Various Locations) to Stripe Lines, Inc. for their low bid of $209,895.15, and authorizes the City Manager to execute all documents necessary to complete the project. *Lynn Short.*

Cm. Soliz moved that the resolution be adopted, with Cm. Alvarez seconding the motion. The resolution was adopted by the following vote:
AYES: Council Members Alvarez, Soliz, Bauknight, Scott, Young, Halepaska, and Mayor Polasek
NAYS: None

CITY MANAGER REPORTS

Report on appointments to the Victoria Health Facilities Development Corporation and other boards and commissions appointments with vacancies resulting from the resignation of Emett Alvarez, Scarlet Swoboda. A resolution would be brought to Council at the next meeting for appointments to the Victoria Health Facilities Development Corporation and the remaining appointments would be considered after the Special Election for City Council District 1.

City Manager Garrett provided an update on when Riverside Park would be opened due to the flooding, when mosquito spraying would start again, and she announced that the Community Park SplashPad was open to the public. Finally, she reminded the Council that budget work sessions would be held Monday, June 20 and at the regular Council meeting on Tuesday, June 21, 2016, both at 5:00 p.m.

ADJOURNMENT

There being no further business, the meeting was adjourned at 5:59 p.m.

APPROVED:

[Signature]
PAUL POLASEK, Mayor of the City of Victoria, Texas

ATTEST:

[Signature]
SCARLET SWOBODA, City Secretary

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